

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

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NICOLE ZICCARELLI,

Plaintiff,

v.

THE ALLEGHENY COUNTY BOARD OF  
ELECTIONS, RICH FITZGERALD, in his  
official capacity as a Member of the Allegheny  
County Board of Elections, SAMUEL  
DEMARCO, in his official capacity as a  
member of the Allegheny County Board of  
Elections, BETHANY HALLAM, in her official  
capacity as a member of the Allegheny County  
Board of Elections, and KATHY BOOCKVAR,  
in her official capacity as the Secretary of the  
Commonwealth of Pennsylvania,

Defendants.

No. 2:20-cv-1831

*(filed electronically)*

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**PLAINTIFF NICOLE ZICCARELLI'S MOTION FOR TEMPORARY RESTRAINING  
ORDER AND PRELIMINARY INJUNCTION**

Plaintiff Nicole Zicarelli respectfully moves this Court for a Temporary Restraining Order and a Preliminary Injunction pursuant to Rule 65 of the Federal Rules of Civil Procedure: (a) prohibiting the Allegheny County Board of Elections, acting through its members, Rich Fitzgerald, Samuel DeMarco, Bethany Hallam from amending the certification of the 2020 General Election results to include the tabulation and canvass of over 2,000 invalid mail-in ballots; and (b) prohibiting the Secretary of State, Kathy Boockvar from receiving or in any way acting upon any amended certification, which includes such invalid ballots in its tabulation. The grounds for this motion are set forth in the accompanying Memorandum of Law, attached hereto, which is

incorporated by reference. Further, this Motion is supported by the Verified Complaint of Plaintiff Zicarelli.

Respectfully submitted,

Dated: November 25, 2020

/s/ Joshua J. Voss  
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